

**THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

<b>LOCAL 25 S.E.I.U. WELFARE FUND, LOCAL 25 S.E.I.U. &amp; PARTICIPATING EMPLOYERS PENSION TRUST,</b>	)	
	)	
<b>Plaintiffs,</b>	)	
	)	
<b>v.</b>	)	<b>NO. 08C 3176</b>
	)	
<b>MIDWEST ENVIRONMENTAL SERVICES GROUP, INC., an Illinois Corp.,</b>	)	<b>Judge Der-Yeghiayan</b>
	)	
<b>Defendant.</b>	)	<b>Mag. Judge Nolan</b>

**JOINT JURISDICTIONAL STATUS REPORT**

**I. SUBJECT MATTER JURISDICTION.**

The Plaintiffs' action is brought pursuant to the Employee Retirement Income Security Act ("ERISA"), 29 U.S.C. §1132(g)(2), (a)(3), and 1145. \*Defendant is not contesting jurisdiction.

**II. VENUE (PLAINTIFFS' POSITION).**

Venue lies in this jurisdiction pursuant to §502(e)(1) and 502(e)(2) of ERISA, 29 U.S.C. §1132(e)(1) and (e)(2), which provide, in relevant part, that:

Where an action under this subchapter is brought in a district court of the United States, it may be brought in the district where the plan is administered, where the breach took place, or where a defendant resides or may be found, and process may be served in any other district where a defendant resides or may be found.

In the instant case, the Fund office is located in the Northern District of Illinois, and Defendant's principal place of business is likewise located in the Northern District of Illinois.

/s/ Robert B. Greenberg

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Dated: July 28, 2008

**CERTIFICATE OF SERVICE**

Service was accomplished pursuant to ECF as to Filing Users, and Counsel shall comply with LR 5.5 as to any party who is not a Filing User or represented by a Filing User.

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